

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION

ANGEL ENRIQUE NUNEZ ESCOBAR, <i>et al.</i> ,	)	
	)	
<i>Plaintiffs.</i>	)	Civil Action No. 3:11-cv-994
	)	
<i>v.</i>	)	
	)	Judge Campbell/ Bryant
LEE GAINES, <i>et al.</i> ,	)	
	)	
<i>Defendants.</i>	)	
	)	

**UNOPPOSED MOTION FOR AMENDED NOTICE OF SCHEDULED  
APPEARANCE TO TESTIFY DURING TRIAL**

Plaintiffs file this unopposed Motion for Amended Notice of Scheduled Appearance to Testify During Trial, respectfully requesting that the Court enter an order to provide notice to federal immigration authorities that Plaintiffs are scheduled to appear to testify during the trial in this matter, which has been rescheduled to commence on December 2, 2014. (Dkt. No. 466). In support of this motion, Plaintiffs state as follows:

1. On January 18, 2014, the Court entered a Notice of Scheduled Appearance for Trial Testimony for trial to commence on August 12, 2014. (Dkt. No. 331).
2. On May 22, 2014, Judge Campbell continued the trial to December 2, 2014. (Dkt. No. 466).
3. As set forth in Plaintiffs' previous Motion for Notice of Scheduled Appearance to Testify During Trial (Dkt. No. 325), the amended notice is necessary to facilitate

applications for humanitarian parole by those Plaintiffs residing abroad at the time of trial to permit them to enter the United States to appear in person for trial.<sup>1</sup>

WHEREFORE, Plaintiffs respectfully request that the Court enter a court order that will provide notice that Plaintiffs are parties in this litigation and that they are scheduled to appear to testify at trial. For the Court's consideration, a proposed notice is attached hereto as Exhibit A. Counsel for each of the Defendants has been provided with a copy of this Motion and Exhibit A and do not oppose this motion being granted.

Dated: June 5, 2014

Respectfully submitted,

/s/ Jenna L. Miara  
One of Plaintiffs' Attorneys

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<sup>1</sup> Although the majority of Plaintiffs currently reside in the United States, some Plaintiffs may not be residing in the United States as of December 2014, and, for that reason, Plaintiffs request that the court enter a single order that provides notice to immigration officials that all named Plaintiffs are parties to this litigation and that all are scheduled to testify at trial. While there is a general scheduling order in place indicating the anticipated trial date, the Plaintiffs respectfully request notice specifying that each Plaintiff is scheduled to appear in person during the days set for trial.

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**CERTIFICATE OF SERVICE**

I, Jenna L. Miara, one of the attorneys for the Plaintiffs, certify that I caused a copy of to be served by CM/ECF on counsel listed below on June 5, 2014.

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